THE HON'BLE MR JUSTICE C.Y.SOMAYAJULU

On Tuesday, the third day of January,

two thousand and six .

W.P.No.11875 of 1996

P.V.Ramakrishna Raju and another.

.....Petitioners.

And:

The Assistant Executive Engineer, Irrigation Department, Kaikalur Circle, Krishna District and another.

.....Respondents.

THE HON'BLE MR JUSTICE C.Y.SOMAYAJULU

W.P.No.11875 of 1996

O R D E R:

No representation for the writ petitioner.

The case of the petitioners is that they are the owners and possessors of land in S.No.417/2 and 418/2 of Pedalanka village, Kalidindi Mandal, Kaikalur Taluk, Krishna District and at the request of the revenue officials, they permitted digging a drainage channel through their land and that the respondents without taking recourse to due process of law, are taking up of widening the channel and thereby causing damage to coconut trees planted by them in their field and so they are seeking direction to the respondents not to cut the coconut trees standing in their land or expand the drainage channel without following due process of law.

By the order dated 21.6.1996 in W.P.M.P.No.14449 of 1996, a direction was given to the respondents not to dispossess or interfere with the possession of the petitioners over the lands in bearing S.Nos.417/2 to an extent of Ac.2.32 cents and in S.No.418/2 to an extent of Ac.1.75 cents respectively of Pedalanka village, either by digging a channel through the said land or otherwise, except by due process of law.

Since no counter affidavit filed on behalf of the respondents till now, making the interim order passed is absolute and the order in this petition this writ petition is disposed of. No costs.

JUSTICE C.Y.SOMAYAJULU

3rd January 2006.

BCS